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In re Application of
Janigro et al.

Serial No.: 09/891023

Filed: June 25, 2001

Attorney Docket No.: 126233-0601

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:WITHDRAWAL OF ABANDONMENT

This is in response to applicant's petition under 37 CFR 1.181(f) and M.P.E.P. 711.03(c)(II), filed March 09, 2004, requesting withdrawal of the holding of abandonment.

BACKGROUND

A review of the file record shows that the Office mailed an Office Action on August 25, 2003, setting a shortened statutory period of 3 months for reply. On March 08, 2004, Applicants' filed a Petition requesting Withdrawal of Holding of Abandonment.

DISCUSSION

The file records and Petition have been considered carefully. The Petition states that Applicants' never received the Office Action mailed, on or about August 02, 2003. A complete search of the file jacket and docket records indicates that the Final Office Action was not received.

In support of this statement, Applicants' enclosed a copy of the docket record for this application, which indicates that the Final Office Action was not received or docketed.

Since the Office Action was never received, Applicants' respectfully request that the Examiner withdraw the holding of abandonment, and the Final Office Action be re-mailed as soon as possible.


Thus, Applicants have satisfied the requirements of 37 C.F.R. 1.181 and of M.P.E.P. 711.03(c)(II).

DECISION

In view of Applicants' file records, the Petition is **GRANTED**. The Holding of Abandonment has been withdrawn.

The Office Action will be re-mailed with a new response time.

Should there be any questions with regard to this letter please contact Special Program Examiner Julie Burke by letter addressed to the Director, Technology Center 1600, PO Box 1450, Alexandria VA 22313-1450, or by telephone at (571) 272-0512 or by facsimile transmission at (703) 308-7230.


Jasemine Chambers
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